



Docket: 95168

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Hing

Group Art Unit: To Be Assigned

Serial No.: 10/559,140

Examiner: To Be Assigned

For Apparatus And Method For Photo-Electric Measurement

Filed: November 30, 2005

INFORMATION DISCLOSURE STATEMENT

- ☒ 1 Pursuant to 37 CFR 1.97(b)
[within 3 months of filing or prior to 1st Office Action]
- ☐ 2 Certification Pursuant to 37 CFR 1.97(c)
[before Final Office Action or Allowance]
- ☐ 3 Fee Payment Pursuant to 37 CFR 1.97(c)
[before Final Office Action or Allowance]
- ☐ 4 Petition, Certification & Petition Fee Payment Pursuant to 37 CFR 1.97(d)
[before issue fee payment]

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

SIR:

The following are submitted in the above identified application in compliance with 37 CFR 1.97 & 1.98:

- ☒ 5 A list of documents on Form PTO-1449 together with copies of each identified document and a translation or a concise explanation of each non-English language document is enclosed herewith.

This paper is submitted in accordance with:

- ☒ 6 37 CFR 1.97(b): [within 3 months of filing or prior to 1st Office Action]
- ☐ 7 37 CFR 1.97(c): [before Final Office Action or Allowance, whichever is earlier]; and
- ☐ 8 The required certification made in item 11 below; or
- ☐ 9 The \$180.00 fee specified in 37 CFR § 1.17(p) for submission of this Information Disclosure Statement is authorized in item 14 below.
- ☐ 10 37 CFR 1.97(d): [before issue fee payment]; and
- a) This is a petition for consideration of the subject Information Disclosure Statement. The petition fee (\$180.00) required by 37 CFR 1.17(i)(I) is authorized in item 14 below. (Direct this letter to: "Attention PETITIONS EXAMINER" and if applicable include batch locator information: e.g. "Allowed Files, Batch _____, Date of Allowance _____"), and
- b) The required Certification is stated in item 11 below.

☐ 11 Certification

☐ 12 Each item of information in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; or


☐ 13 No item of information contained in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this document after making reasonable inquiry, was known to any individual designated in 37 CFR 1.56(c) more than three (3) months prior to the filing of this Statement.

☒ 14 Please charge all applicable fees associated with the submittal of this Information Disclosure Statement to Deposit Account No. 23-0920. An original and one (1) copy of this document are enclosed.

In the judgment of the undersigned, portions of the references may be material to the examination of the pending claims. However, the references have not been reviewed in sufficient detail to make any other representation and, in particular, no representation is intended as to the relative importance of any portion of the references or to whether the references are considered "analogous art." This Statement is not a representation that the cited references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. Section 102 or 103. This Information Disclosure Statement shall not be construed as an admission that the statement or cited references are, or are considered to be, material to the patentability under 37 C.F.R. Section 1.97(h).

Respectfully submitted,

WELSH & KATZ, LTD.


Eric D. Cohen
Reg. No. 38,110

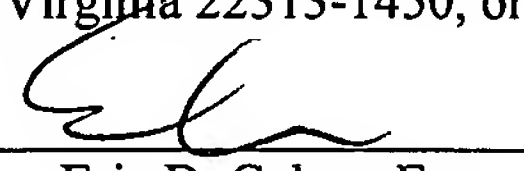
WELSH & KATZ, LTD.
120 South Riverside Plaza
22nd Floor
Chicago, IL 60606
(312) 655-1500

January 3, 2006

CERTIFICATE OF MAILING

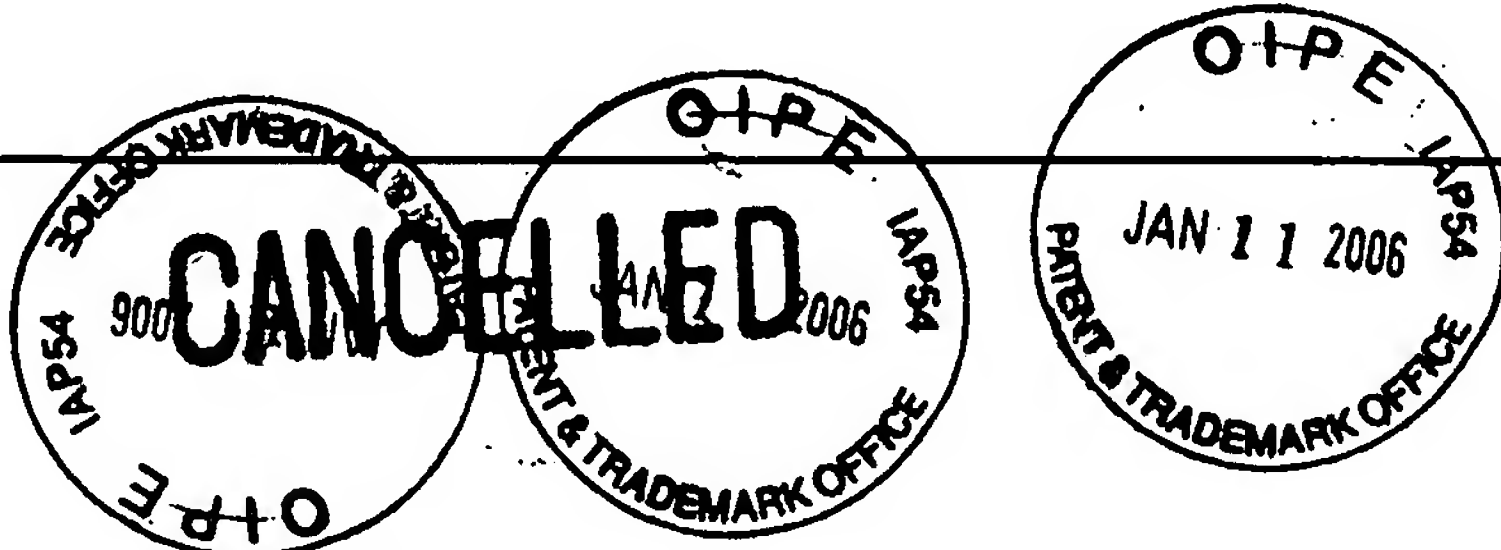

I hereby certify that this paper is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on this date:

January 3, 2006
Date


Eric D. Cohen, Esq.
Registration No. 38,110
Attorney for Applicants

Form PTO-1449 (Rev. 8-88)		U.S. Department of Commerce Patent and Trademark Office		Attorney Docket No. 95768		Serial No. 10/559,140		
<div style="position: relative; height: 100px;"> <div style="position: absolute; top: 0; left: 0; width: 100%; height: 100%; border: 1px solid black; border-radius: 50%; text-align: center; font-size: 20px; line-height: 1;"> O I P E PATENT & TRADEMARK OFFICE JAN 11 2006 </div> </div>				INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)				
				Applicant <div style="text-align: right;">Hing</div>				
				Filing Date November 30, 2005		Group No. To Be Assigned		
U.S. PATENT DOCUMENTS								
Examiner Initial*		Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate	
		5,074,157	12-24-91	Marsoner et al.				
		5,159,199	10-27-92	LaBaw				
		5,993,634	11-30-99	Simpson et al.				
FOREIGN PATENT DOCUMENTS								
		Document Number	Date	Country	Class	Subclass	Translation	
							Yes No	
		DE 43 21 177 A1	01-05-95	Germany				X
		DE 102 14 517 A1	06-18-03	Germany				X
		DE 296 18 918 U1	02-06-97	Germany				X
		EP 0 918 434 A2	05-26-98	EPO			X	
		EP 1 037 458 A1	09-22-00	EPO			X	
		FR 2 784 794-A1	04-21-00	France				X
		WO 90/02326	03-08-90	WIPO			X	
		WO 95/21378	08-10-95	WIPO			X	
		WO 98/53301	11-26-98	WIPO			X	
		WO 99/35506	07-15-99	WIPO			X	
		WO 00/11024	03-02-00	WIPO			X	
		WO 02/25934 A2	03-28-02	WIPO			X	
		WO 2004/106874 A1	12-09-04	WIPO			X	
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)								
		International Search Report - PCT/EP 03/05758						
Examiner				Date Considered				
*Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.								

Flw Image

CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)			Docket No. 95768	
Applicant(s): Hing				
Application No. 10/559,140	Filing Date November 30, 2005	Examiner To Be Assigned	Customer No. 24628	Group Art Unit To Be Assigned
Invention: Apparatus And Method For Photo-Electric Measurement				
				
I hereby certify that this <u>Information Disclosure Statement</u> <i>(Identify type of correspondence)</i>				
is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <u>January 3, 2006</u> <i>(Date)</i>				
<u>Eric D. Cohen, Registration No. 38,110</u> <i>(Typed or Printed Name of Person Mailing Correspondence)</i>				
 <i>(Signature of Person Mailing Correspondence)</i>				
Note: Each paper must have its own certificate of mailing.				
Information Disclosure Statement; PTO Form 1449; United States References (3 not mailed); Foreign References (13); Other References (1); and Postcard.				